

**UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK**

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PETER FITZSIMONS, REGINA ANN DEVLIN  
FITZSIMONS, BERNADETTE EILEEN  
FITZSIMONS, and CAITLIN PATRICIA  
FITZSIMONS,

Plaintiffs,

-against-

21 CIVIL 11151 (AT)

**JUDGMENT**

NEW YORK CITY DISTRICT COUNCIL  
OF CARPENTERS AND JOINERS OF  
AMERICA, NEW YORK CITY DISTRICT  
COUNCIL OF CARPENTERS PENSION FUND,  
NEW YORK CITY DISTRICT COUNCIL OF  
CARPENTERS WELFARE FUND, and  
JOSEPH A. GEIGER as TRUSTEE,

Defendants.

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It is hereby **ORDERED, ADJUDGED AND DECREED:** That for the reasons  
stated in the Court's Amended Order dated April 24, 2023, the Fund Defendants' motion to  
dismiss is GRANTED, and the Union's motion to dismiss is GRANTED. Plaintiffs' claims are  
DISMISSED with prejudice; accordingly, the case is closed.

**Dated:** New York, New York

April 25, 2023

**RUBY J. KRAJICK**

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**Clerk of Court**

**BY:**

*K. mango*

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**Deputy Clerk**